

REMARKS

This paper is responsive of an Office Action mailed on May 16, 2008. Prior to this response, claims 1-3, 5-12, 27, and 29 were pending. After amending claims 1-3, 5-12, 27, and 29, claims 1-3, 5-12, 27, and 29 remain pending.

Claims 1-3, 5-12, 27, and 29 have been rejected under 35 U.S.C. 112, second paragraph, as indefinite. The Office Action states that the claims should recite a net work function associated with the gate electrode, instead of a work function associated with a particular metal layer. Base claims 1, 27, and 29 have been amended to recite that the gate electrode has a work function exclusively responsive to the second metal layer.

The Office Action also states that the claims are indefinite because the recitation of a "second" metal gate electrode is vague, in that there is no "first" gate electrode. In response, the claims have been amended to recite that the gate electrode includes a first metal layer and a second metal layer. The Applicant requests that the rejections be removed.

It is believed that the application is in condition for allowance
and reconsideration is earnestly solicited.

Respectfully submitted,

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